



## PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q76579

Ulrich WEGMANN, et al.

Appln. No.: Not Yet Assigned <sup>10628431</sup>

Confirmation No.: Not Yet Assigned

Group Art Unit: Not Yet Assigned

Filed: July 29, 2003

Examiner: Not Yet Assigned

For: METHOD AND APPARATUS FOR DETERMINING THE INFLUENCING OF THE  
STATE OF POLARIZATION BY AN OPTICAL SYSTEM, AND AN ANALYSER

#### INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, excluding the U.S. patent documents, is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date for an application other than a continued prosecution application (CPA) under §1.53(d); (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: Not Yet Assigned

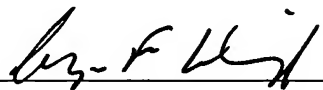
Attorney Docket No.: Q76579

request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a German Office Action in a counterpart application citing such documents, together with an English-language version (if not already included) of that portion of the German Office Action indicating the degree of relevance found by the foreign patent office. Additionally, Applicant refers the Examiner to the Background discussion of the above-identified application, where certain of the foreign language references are discussed further.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,



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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

GFL/plr

Date: October 29, 2003

Substitute for Form 1449 A &amp; B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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*Complete if Known*

Application Number	Not Yet Assigned
Confirmation Number	Not Yet Assigned
Filing Date	July 29, 2003
First Named Inventor	Ulrich WEGMANN
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	Q76579

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US 5 965 874		10/12/1999	THE FURUKAWA ELECTRIC CO., LTD
		US 5 396 329		3/7/1995	BRITISH AEROSPACE PLC
		US 5 298 972		3/29/1994	HEWLETT-PACKARD COMPANY
		US 5 227 623		7/13/1993	HEWLETT-PACKARD COMPANY
		US 5 166 752		11/24/1992	RUDOLPH RESEARCH CORPORATION
		US 6 204 924		3/20/2001	EXFO ELECTRO-OPTICAL ENGINEERING INC.
		US 6 312 373	B1	11/6/2001	NIKON CORPORATION
		US 6 344 898	B1	2/5/2002	NIKON CORPORATION
		US 2002/0024673	A1	2/28/2002	CHIDANE OUCHI

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		DE	101 09 929	A1	11/22/2001	CARL ZEISS	
		EP	0 439 127	A2	7/31/1991	HEWLETT-PACKARD COMPANY	
		EP	0 396 409	A2	11/7/1990	THERMA-WAVE INC.	
		JP	11-142291	A	5/28/1999	NIKON CORPORATION	Abstract
		WO	02/42728	A1	5/30/2002	NIKON CORPORATION	Abstract
		WO	03/028073	A1	4/3/2003	NIKON CORPORATION	Claims

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		"OPTICAL SHOP TESTING", EDITED BY: DANIEL MALACARA, JOHN WILEY & SONS, INC., SECOND EDITION, PAGES 112-113, 1992, USA.	
		MICHAEL I. SHRIBAK ET AL, "RETURN-PATH POLARIMETER FOR TWO DIMENSIONAL BIREFRINGENCE DISTRIBUTION MEASUREMENT", JULY 1999, SPIE, PAGES 144-145 AND 148-149, VOLUME 3654, DENVER COLORADO	
		S. BEREZHNA, ET AL, "ACCURACY OF WHOLE-FIELD MAPPING BY JONES MATRIX FOURIER PHOTOPOLARIMETER", 2000, PROCEEDINGS OF SPIE, PAGES 81-89, VOLUME 4148	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.